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I hereby certify that the below-identified **Notice of Appeal** is being deposited as First Class Mail on this date with the United States Postal Service in an envelope addressed to Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: January 25, 2005

By: *Kim L. Brown*
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IN THE UNITED STATES PATENT
AND TRADEMARK OFFICE

PATENT

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|-------------|--------------------------------|-------------|----------------|
| Applicant: | Randall W. Nelson et al. | Docket No.: | 41821.0238 |
| Serial No.: | 09/808,314 | Examiner: | Gary W. Counts |
| Filed: | March 14, 2001 | Art Unit: | 1641 |
| Title: | MASS SPECTROMETRIC IMMUNOASSAY | | |

NOTICE OF APPEAL

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Honorable Commissioner:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated December 2, 2004 finally rejecting claims 31-33, 35-40, 42, 44-46 48. Please charge the fee for filing this Notice of Appeal, in the amount of \$250.00, together with any additional fees that may pertain to the filing of this Notice of Appeal, to Snell & Wilmer L.L.P.'s deposit account No. 19-2814. **Two duplicate copies of this Notice of Appeal are enclosed.**

Respectfully submitted,

Dated: January 25, 2005

By: *Laura J. Zeman*
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